

#5864

COOPERATIVE AGREEMENT
BETWEEN
MURRAY C. WARREN (t/a THE RAVEN GRILL)
AND
MOUNT PLEASANT NEIGHBORHOOD ALLIANCE

Whereas Murray C. Warren ("Licensee") has applied to renew an Alcoholic Beverage Control ("ABC") Class CT license for the business trading as The Raven Grill at 3125 Mt. Pleasant Street, Northwest, Washington, D.C. (Case No. 5864-99023P); and

Whereas Mount Pleasant Neighborhood Alliance ("MPNA") has filed a protest to the renewal of such license; and

Whereas licensee and MPNA have discussed the concerns of the neighborhood and have reached an understanding relating to the operation of licensee and cooperation between licensee and MPNA.

NOW THEREFORE, in consideration of the agreements by licensee set forth herein MPNA agrees to withdraw its protest and licensee agrees to comply fully with the terms of this cooperative agreement.

Licensee agrees:

A. That licensee will comply with all laws and regulations governing the operation of establishment at 3125 Mt. Pleasant Street NW, Washington, D.C., including laws and regulations governing the Class CT license to which this cooperative agreement applies, as such license may be applied for and approved by the District of Columbia in the name of licensee, as such license shall be on file with the District of Columbia, and especially that licensee will not offer live music, dancing, AND cover charges for admission to the establishment.

B. That licensee and its officers and employees will cooperate with the Advisory Neighborhood Commission 1-E ("ANC") and/or MPNA to address any alleged violation of the laws and regulations referred to in Paragraph A above or of this agreement, and in any request that the appropriate enforcement agency investigate an alleged violation.

C. That licensee will not sell or deliver alcohol after ABC regulated hours, and that licensee will work with the community to establish reasonable restrictions on the hours of ABC service by all holders of ABC licenses to minimize the disturbance of the neighborhood.

D. That in cooperation with MPNA licensee will support community organizations which seek to alleviate alcohol abuse problems, by participation in meetings and programs.

E. That licensee will undertake a leadership role in the Mount Pleasant business community in an effort to enlist wider business support for clean-up, responsible alcohol sales and service, support for alcohol abuse assistance organizations, and law enforcement activities, including leading efforts to supplement current efforts to hire private trash services to clean Mount Pleasant Street on a daily basis.

F. That licensee will prohibit loitering in front of the business and take whatever actions are necessary to enforce such prohibition.

G. That licensee will post signs in English and Spanish advising its customers to respect the community and that licensee will not sell to intoxicated persons.

H. That licensee will not sell or deliver alcohol in any form to any intoxicated person, to any person who appears to be intoxicated, or to any person licensee knows to abuse alcohol.

I. That licensee will not sell or deliver alcohol in any form to any person under 21 years of age.

J. That licensee will take all precautions to avoid the sale of alcohol in any form to anyone accompanying a person who has been denied service if it appears that an attempt is being made to buy alcohol for the person who has been denied service.

K. That licensee will not provide "go-cups" to customers. A "go-cup" is defined in Section 709.7 of the ABC regulations as a "drinking utensil provided at no charge or a nominal charge to customers for the purpose of consuming beverages."

L. That licensee will keep the business and its immediate environs free of debris and trash, undertake reasonable measures to control

pests and rodents, and maintain effective measures to minimize noise from the business that could disturb the peace and order of the community. The "immediate environs" is defined in Section 720.2 of the ABC Regulations as including "all property on which the premises are located; all property used by the licensee to conduct its business, whether part of the premises or not, including parking lots and the portions of the alleys, sidewalks, or other public property immediately adjacent to the premises or adjacent to the property used by the licensee to conduct its business."

M. That licensee will assure that all employees of licensee adhere to the provisions of this agreement, particularly with respect to the sale of alcohol in any form.

N. That in general licensee will work cooperatively with MPNA and other community organizations as appropriate to improve the overall environment in the community and to make it a more pleasant, safe area for residents, customers and businesses.

MURRAY C WARREN
T/A THE RAVEN GRILL

By Murray C Warren

Date: 1-19-99

MOUNT PLEASANT
NEIGHBORHOOD ALLIANCE

By Laurie Collins

Date: 1-21-99

**BEFORE
THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD**

In the Matter of :

Murray C. Warren, Inc.
t/a Raven Grill

Application for a Retailer's License
CT – renewal
at premises
3125 Mt. Pleasant Street, N.W.
Washington, D.C.

Case No. 5864-99023P

Laurie Collins, President, on behalf of the Mt. Pleasant Neighborhood Alliance, Protestant

Merid Admassu, President, on behalf of Applicant

BEFORE: Roderic L. Woodson, Esquire, Chair
Vera Abbott, Member
Allen Beach, Member
Ellen Oppenheimer, Esquire, Member
Max Salas, Member
Joseph Wright, Member

ORDER ON WITHDRAWN PROTEST

The application, having been protested, came before the Board for public hearing on December 23, 1998, in accordance with D.C. Code Section 25-115(c)(5)(1999 Supp.), providing for the protestants to be heard. Laurie Collins, President, on behalf of the Mt. Pleasant Neighborhood Alliance, filed a timely protest letter dated November 19, 1998.

The official records of the Board reflect that the parties have now reached an agreement that has been reduced to writing, and has been properly executed and filed with the Board. Pursuant to the agreement dated January 21, 1999, the protestant has agreed to withdraw the opposition, provided however, the Board's approval of the pending application is conditioned upon the licensee's continuing compliance with the terms of the Agreement.

Accordingly, it is this 6th day of April 1999, **ORDERED** that:

Murray C. Warren, Inc.
t/a Raven Grill
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1. The protest of Laurie Collins, President, on behalf of the Mt. Pleasant Neighborhood Alliance, be, and the same hereby, is **WITHDRAWN**;
2. The application of Murray C. Warren, Inc. t/a Raven Grill for a retailer's class CT license (renewal) at premises 3125 Mt. Pleasant Street, N.W., Washington, D.C., be, and the same hereby, is **GRANTED**;
3. The above-referenced agreement between the parties, be, and the same hereby, is **INCORPORATED** as part of this **ORDER**; and,
4. Copies of this Order shall be sent to the Protestant and the Applicant.

District of Columbia
Alcoholic Beverage Control Board

Roderic L. Woodson, Esquire, Chair

Vera Abbott
Vera Abbott, Member

Allen Beach
Allen Beach, Member

Ellen Opper-Werner
Ellen Opper-Werner, Esquire, Member

Max Salas
Max Salas, Member

Joseph Wright